HIGH COURT OF UTARANCHAL AT NAINITAL

Writ Petition No. 4339 (MS) of 2001
(Old No. 40425/93)

Prem Singh
S/o Sh. Gopal Singh
R/o 2-Patel Road,
District Dehradun. ..... Petitioners.

Vs

Additional District IV th
Dehradun and others ..... Respondents.

Dated:- 3-9-2004

Hon'ble Rajesh Tandon J.

By the impugned order the vacancy has been declared and the premises has been released.

The petitioner went revision, the revision has been dismissed on the ground that no revision is maintainable at the instance of unauthorized occupant.

The rent control eviction officer has recorded a finding that the occupation of the petitioner is unauthorized. The release has already been allowed on 29-11-1992.

In view of the aforesaid fact, it appears that the writ petition has become infrucutous.

Liberty is given to the petitioner for applying for recalling of the order, if the cause of action still survives.

Subject to the aforesaid observation, the writ petition is dismissed. No order as to costs.

Dated:- 3-9-2004 **(RAJESH TANDON J.)**

M.K.